

## Message Text

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60

ACTION IO-14

INFO OCT-01 AF-10 ARA-16 EA-11 EUR-25 NEA-10 RSC-01 ISO-00

SSO-00 NSCE-00 USIE-00 INRE-00 CIAE-00 DODE-00 PM-07

H-03 INR-10 L-03 NSAE-00 NSC-10 PA-04 PRS-01 SPC-03

SS-20 ACDA-19 DRC-01 /169 W  
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O P 212244Z NOV 73 ZFF-4

FM USMISSION USUN NEWYORK

TO SECSTATE WASHDC IMMEDIATE 1346

INFO AMEMBASSY AMMAN PRIORITY

AMEMBASSY BEIRUT PRIORITY

USINT CAIRO PRIORITY

AMEMBASSY TEL AVIV PRIORITY

C O N F I D E N T I A L USUN 4982

E.O. 11652: GDS

TAGS: PFOR, UN, XF, IS

SUBJ: UNGA - RESOLUTIONS ON ISRAEL: PRACTICES IN  
OCCUPIED TERRITORIES

REF: STATE 227485

1. TWO PROPOSED RESES SURFACED NOV. 21 ON "ISRAEL:  
PRACTICES IN OCCUPIED TERRITORIES", NOW BEING DEBATED  
IN SPECIAL POLITICAL COMMITTEE. UNSEC SOURCE TOLD  
MISOFF SPONSORS HAVE STATED THEY HOPE SUBMIT NAMES ALL  
COSPONSORS BY COB NOV. 21 SO DRAFT RESES CAN BE CIRCULATED  
NOV. 22 WITH VOTE PROBABLY AFTERNOON OF NOV. 23.

2. ONE RES CONCERNS FOURTH GENEVA CONVENTION AND  
APPLICABILITY TO ISRAELI OCCUPATION OF ARAB TERRITORIES  
SINCE 1967. OUR RECORDS INDICATE THIS IS FIRST RES IN RECENT  
YEARS ADDRESSED TO PRINCIPLE OF OBSERVANCE ONLY. TEXT  
FOLLOWS (TEXT SECOND RES SEPTTEL):

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"THE GENERAL ASSEMBLY,

RECALLING THE GENEVA CONVENTION RELATIVE TO THE PROTECTION  
OF CIVILIAN PERSONS IN TIME OF WAR OF 12 AUGUST 1949,

RECALLING THAT ISRAEL AND THE ARAB STATES SOME OF WHOSE  
TERRITORIES HAVE BEEN OCCUPIED BY ISRAEL SINCE 1967  
ARE PARTIES TO THAT CONVENTION,

BEARING IN MIND THAT THE PROMOTION OF "RESPECT FOR THE  
OBLIGATIONS ARISING FROM TREATIES AND OTHER SOURCES  
OF INTERNATIONAL LAW" IS ONE OF THE BASIC OBJECTIVES OF  
THE UNITED NATIONS,

BEARING IN MIND FURTHERMORE THAT THE STATES PARTIES TO THAT  
CONVENTION UNDERTAKE, IN ACCORDANCE WITH ARTICLE 1  
THEREOF, NOT ONLY "TO RESPECT" BUT ALSO "TO ENSURE RESPECT  
FOR" THAT CONVENTION "IN ALL CIRCUMSTANCES",

1. AFFIRMS THAT THE GENEVA CONVENTION RELATIVE TO THE PROTECTION  
OF CIVILIAN PERSONS IN TIME OF WAR OF 12 AUGUST 1949  
APPLIES TO THE ARAB TERRITORIES OCCUPIED BY ISRAEL SINCE  
1967,

2. CALLS UPON THE ISRAELI OCCUPATION AUTHORITIES TO RESPECT  
AND COMPLY WITH THE PROVISIONS OF THAT CONVENTION IN THE  
OCCUPIED ARAB TERRITORIES; AND

3. URGES ALL STATES PARTIES TO THAT CONVENTION TO ENDEAVOR  
TO ENSURE RESPECT FOR AND COMPLIANCE WITH THE PROVISIONS  
THEREOF IN THE OCCUPIED ARAB TERRITORIES."

3. IN SPEC DEBATE, ISRAEL HAS CONTENDED "THIS CONVENTION  
DOES NOT APPLY IN PRESENT CASE FOR NUMBER OF LEGAL REASONS".  
ARAB SPEAKERS TO DATE HAVE COME DOWN HEAVILY ON ISRAELI  
OBLIGATION AS SIGNATORY TO CONVENTION TO OBSERVE PROVISIONS.  
EGYPT AND SYRIA HAVE BEEN INSISTENT ON KNOWING SPECIFIC  
REASONS ("SO FAR UNEXPLAINED") FOR ISRAELI VIEW OF IN-  
APPLICABILITY. SYRIA WENT FURTHER, ON NOV. 21, SUGGESTING ISRAEL MAY  
ACTUALLY BE DENOUNCING ADHERENCE TO CONVENTION, IN  
WHICH CASE THERE ARE PROVISIONS FOR LEGAL STEPS TO BE TAKEN.  
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4. AT MIDDAY NOV. 21, EFFORT BEING MADE FIND WESTERN  
COSPONSORS FOR THIS RES.

5. COMMENT: SINCE REFTTEL REAFFIRMS " US POSITION IN  
FAVOR OF STRICT IMPLEMENTATION IN OCCUPIED TERRITORIES  
OF FOURTH GENEVA CONVENTION", WE BELIEVE US SHOULD VOTE  
FOR THIS RES. PLEASE INSTRUCT.

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 JAN 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** HUMAN RIGHTS, MILITARY OCCUPIED AREAS, PROPOSALS (BID), UNGA RESOLUTIONS, COMMITTEE MEETINGS  
**Control Number:** n/a  
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**Draft Date:** 21 NOV 1973  
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**Disposition Approved on Date:**  
**Disposition Authority:** garlanwa  
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**Disposition Date:** 28 MAY 2004  
**Disposition Event:**  
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